



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING July 29, 2008 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and the Redevelopment Agency to order at 2:01 p.m. (The Finance Committee and the Ordinance Committee met at 12:30 p.m.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Iya G. Falcone, Dale Francisco, Roger L. Horton, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: None.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley, Deputy City Clerk Susan Tschech.

PUBLIC COMMENT

Speakers: Kelsey Walker, David Daniel Diaz, Jack Wilson, Bonnie Elliott, Bob Hansen, Phil Walker, Kenneth Loch, Mr. Pennington, David Wass.

CONSENT CALENDAR (Item Nos. 1 – 7, 9 and 10)

The titles of the resolution and ordinances related to Consent Calendar items were read.

Motion:

Councilmembers Schneider/House to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

1. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the special meeting of July 14, 2008.

Action: Approved the recommendation.

2. Subject: June 30, 2008, Investment Report And June 30, 2008, Fiscal Agent Report (260.02)

Recommendation: That Council:

- A. Accept the June 30, 2008, Investment Report; and
- B. Accept the June 30, 2008, Fiscal Agent Report.

Speakers:

Member of the Public: Phil Walker.

Action: Approved the recommendations (July 29, 2008, report from the Finance Director).

3. Subject: California Redevelopment Law Findings Regarding The Police Department Locker Room Upgrade Project (320.01)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving and Adopting the Findings Required by Health and Safety Code Section 33445 for Funding of Capital Improvements for the Police Department Locker Room Upgrade Project Located Outside the Central City Redevelopment Project Area.

Action: Approved the recommendation; Resolution No. 08-082 (July 29, 2008, report from the Community Development Director; proposed resolution).

4. Subject: Amendments To Municipal Code Title 17 Related To The Waterfront (570.03)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title 17 Sections 17.12.170, 17.16.010, 17.20.005.K, 17.20.220, 17.20.260, 17.28.030 and 17.36.070, Pertaining to Operations at the Waterfront, and Repealing Section 17.20.210.

Action: Approved the recommendation (July 29, 2008, report from the Waterfront Director; proposed ordinance).

5. Subject: Adoption Of Social Host Ordinance (520.04)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title Nine of the Santa Barbara Municipal Code by Adding Chapter 9.70 Concerning Penalties for Property Owners or Social Hosts who Allow Minors to Consume Alcohol in Violation of State Law.

Speakers:

Staff: Deputy City Clerk Susan Tschech, City Attorney Stephen Wiley.

Action: Approved the recommendation, adopting Ordinance No. 5457 as revised.

6. Subject: Agreement For Franceschi Park Resident Caretaker (570.05)

Recommendation: That Council authorize the Parks and Recreation Director to execute a Caretaker Rental Agreement for Franceschi Park with Jeffery Miller, through July 31, 2011.

Action: Approved the recommendation; Agreement No. 22,888 (July 29, 2008, report from the Parks and Recreation Director).

7. Subject: Santa Barbara Airport Thermal Image Camera Project (560.04)

Recommendation: That Council authorize the General Services Manager to issue a Purchase Order to Taft Electric Company, for the Airport Thermal Image Camera Project, in the amount of \$181,300, plus \$18,130 to cover cost increases that may result from contract change orders, for a total contract authorization of \$199,430.

Action: Approved the recommendation (July 29, 2008, report from the Airport Director).

Agenda Item No. 8 appears in the Redevelopment Agency minutes.

NOTICES

9. The City Clerk has on Thursday, July 24, 2008, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.
10. A City Council site visit is scheduled on Monday, August 4, 2008, at 1:30 p.m. to the property located at 3455 Marina Drive, which is the subject of an appeal hearing set for August 5, 2008, at 2:00 p.m.

This concluded the Consent Calendar.

COUNCIL AND STAFF COMMUNICATIONS

Finance Director Robert Peirson and League of California Cities Regional Manager Dave Mullinax briefed the Council on proposed action by the State Legislature to use local revenues to balance the State budget.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger Horton reported that the Committee reviewed and approved the June 30, 2008, Investment and Fiscal Agent Reports, which were accepted by the Council as part of this Agenda's Consent Calendar (Item No. 2). The Committee also approved recommendations of the City's Arts Advisory Committee for funding of Community Promotion Grants for Fiscal Year 2009; these recommendations will be submitted to the full Council for its consideration in the near future.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Das Williams reported that the Committee reviewed and approved proposed revisions to the City's Inclusionary Housing Ordinance. The ordinance amendments will be submitted to the Council for introduction and subsequent adoption.

Agenda Item No. 11 appears in the Redevelopment Agency minutes.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PARKS AND RECREATION DEPARTMENT

12. Subject: Creeks Restoration And Water Quality Improvement Division - 2008 Report (540.14)

Recommendation: That Council receive a presentation on the Creeks Restoration and Water Quality Improvement Division 2008 Report.

Documents:

July 29, 2008, report from the Parks and Recreation Director.

Speakers:

- Staff: Creek Restoration/Clean Water Manager Cameron Benson.
- Creeks Advisory Committee: Member Michael Jordan.

By consensus, the Council received the report.

RECESS

4:01 p.m. - 4:14 p.m.

PUBLIC HEARINGS

13. Subject: Appeal Of The Fire And Police Commission's Denial Of The Dance Permit For Bricks Cafe (520.01)

Recommendation: That Council deny the appeal of Wallace A. Ronchietto, thereby upholding the Board of Fire and Police Commissioners' decision to deny the dance permit for Bricks Cafe at 509 State St.

Documents:

July 29, 2008, report from the Chief of Police.

Public Comment Opened:

4:15 p.m.

Speakers:

- Staff: Police Captain Robert Lowry.
- Appellant/Applicant: Wallace Ronchietto.
- Members of the Public: Sandy Cummings; Stuart Washington; Tamara Erickson, Hotel Santa Barbara; Susie Thompson.

Public Comment Closed:

5:21 p.m.

Motion:

Councilmembers Francisco/Mayor Blum to approve the recommendation.

Vote:

Unanimous voice vote.

RECESS

Mayor Blum recessed the meeting at 5:29 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 14; no reportable action was anticipated.

CLOSED SESSIONS

14. Subject: Conference With Real Property Negotiators - Fremont Hall Army Reserve Center (330.03)

Recommendation: That Council hold a closed session pursuant to the authority of Government Code Â§54956.8 to provide direction to the City Administrator and to the City Attorney regarding the possible City acquisition of the real property known as Fremont Hall Army Reserve Center. Property: 3237 State Street (Assessor's Parcel No. 051-112-019). City Negotiator: City Administrator's Staff and the City Attorney's Office.

(Cont'd)

14. (Cont'd)

Negotiating Party: U.S. Army Representatives. Under Negotiation: Price, terms of payment, possible exchange terms.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

Documents:

July 29, 2008, report from the City Attorney.

Time:

5:34 p.m. - 6:19 p.m.

No report made.

RECESS

6:19 p.m. - 6:24 p.m.

Mayor Blum presiding.

Councilmembers present: Francisco, Horton, House, Schneider, Mayor Blum.

Councilmembers absent: Falcone, Williams.

Staff present: City Administrator Armstrong, City Attorney Wiley, Deputy City Clerk Tschech.

PUBLIC COMMENT

Speakers: Mei-Yeh Chen, Chris Kennedy.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

15. Subject: Proposed Municipal Code Amendments (640.09)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Sections 6.08.010 and 15.24.020 and Titles 28 and 29 of the Santa Barbara Municipal Code Related to Zoning Setbacks and Miscellaneous Zoning Standards.

Documents:

- July 29, 2008, report from the Community Development Director.
- Proposed Ordinance.

(Cont'd)

15. (Cont'd)

The title of the ordinance was read.

Councilmember Williams entered the meeting at 6:35 p.m.

Speakers:

- Staff: Senior Planner Danny Kato, City Planner Bettie Weiss.
- Member of the Public: Raymond Appleton.

Motion:

Councilmembers House/Williams to approve the recommendation, revising the ordinance to delete the word 'polishing' from the definition of Car Wash (Section 28.04.170).

Vote:

Majority voice vote (Noes: Councilmember Francisco; Absent: Councilmember Falcone).

ADJOURNMENT

Mayor Blum adjourned the meeting at 7:07 p.m. to Monday, August 4, 2008, at 1:30 p.m. at 3455 Marina Drive.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

_____	ATTEST:_____
MARTY BLUM MAYOR	SUSAN TSCHECH, CMC DEPUTY CITY CLERK